

**ORDINANCE NO. 071180
0-08-20**

AN ORDINANCE OF THE CITY OF GAINESVILLE, FLORIDA,
SETTING MARCH 24, 2009 AS THE DATE FOR THE 2009
REGULAR CITY ELECTION AND APRIL 14, 2009 AS THE
DATE FOR THE 2009 RUN-OFF ELECTION, IF NECESSARY;
SETTING THE DATES FOR QUALIFYING FOR THE 2009
REGULAR ELECTION; PROVIDING A SEVERABILITY
CLAUSE; PROVIDING A PREEMPTION CLAUSE; AND
PROVIDING AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, pursuant to Section 9-2(b) of the Code of Ordinances the City
Commission is to adopt an ordinance setting the date of the next regular election by July 1st
of each year; and

WHEREAS, pursuant to Section 9-10 of the Code of Ordinances the dates for any
person who meets the eligibility requirements described in Article II of the City Charter and
Section 9-10 of the Code of Ordinances to become a candidate for a seat on the City
Commission by filing the necessary qualifying papers with the supervisor of elections shall
run from noon of the 50th day prior to the day of the election to noon of the 46th day prior to
the day of the election.; and

WHEREAS, at least 10 days notice has been given once by publication in a
newspaper of general circulation notifying the public of this proposed ordinance and of a
Public Hearing in the Auditorium of City Hall in the City of Gainesville; and

WHEREAS, a Public Hearing was held pursuant to the published notice described
at which hearing the parties in interest and all others had an opportunity to be and were, in
fact, heard;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF
THE CITY OF GAINESVILLE, FLORIDA:**

1 **Section 1.** The 2009 regular election for the City of Gainesville shall be held on
2 Tuesday, March 24, 2009; and, pursuant to Section 9-2(a) of the Code of Ordinances, the
3 date of the run-off election, if necessary, shall be Tuesday, April 14, 2009.

4 **Section 2.** The dates for any person who meets the eligibility requirements described
5 in Article II of the City Charter and Section 9-10 of the Code of Ordinances to become a
6 candidate in 2009 for a seat on the City Commission by filing the necessary qualifying
7 papers with the supervisor of elections shall run from noon of the 50th day prior to the day
8 of the election to noon of the 46th day prior to the day of the election. Specifically, the
9 qualifying dates shall be from noon on Monday, February 2, 2009 to noon on Friday,
10 February 6, 2009. To the extent that the qualifying dates for the 2009 general election set
11 forth herein conflict with the requirements of Section 9-10 of the Code of Ordinances, the
12 qualifying dates set forth herein shall govern and control for the 2009 general election.

13 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this
14 ordinance or the application hereof to any person or circumstance is held invalid or
15 unconstitutional, such finding shall not affect the other provisions or applications of the
16 ordinance which can be given effect without the invalid or unconstitutional provisions or
17 application, and to this end the provisions of this ordinance are declared severable.

18 **Section 4.** All ordinances, or parts of ordinances, in conflict herewith are to the
19 extent of such conflict hereby repealed.

20 **Section 5.** This ordinance shall become effective immediately upon final adoption.

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1 PASSED AND ADOPTED this 9 day of June 2008.

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3
4 Peggy Hanrahan
5 PEGEEN HANRAHAN
6 MAYOR

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8
9 ATTEST:

Approved as to form and legality

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11 [Signature]
12 KURT M. LANNON
13 CLERK OF THE COMMISSION

14 [Signature]
15 MARION J. RADSON
16 CITY ATTORNEY

JUN 10 2008

17 This Ordinance passed on first reading this 12th day of May 2008.

18 This Ordinance passed on second reading this 9th day of June 2008.